IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

APPEAL NO.675 OF 2005
IN
CHAMBER SUMMONS NO.1698 OF 2003
IN
EXECUTION APPLICATION NO.329 OF 2003
IN
ARBITRATION CASE NO.A-66 OF 2001-2002

Chetan Parekh .. Appellant

v/s.

M/s.N.R.Design Centre Pvt.Ltd.& ors... Respondents

Mr.Rishabh Shah with Ms.Hemani Jhariya for the appellant.

Mr.A.M.Saraogi for the respondent No.1.

CORAM : R.M.LODHA AND
ANOOP V. MOHTA, JJ.

DATED : 9th January, 2006

P.C.

Heard Mr.Rishabh Shah, the learned counsel for the appellant.

2. The appellant is the applicant who took out chamber summons in the execution proceedings for raising the attachment of the moveable property viz.furniture, fixtures, fittings and other articles lying in the premises situate at Yogi Smruti, Hanuman Road, Vile Parle (East), Mumbai. The applicant-appellant claims to be the owner of the said moveable property in his own rights and according to him, the judgment debtor has nothing to do with the said property. The learned Chamber Judge has directed the evidence to be recorded by the Commissioner in support and opposition to the chamber summons and has further directed the

applicant to deposit a sum of Rs.75,000/- before this court. We find no legal infirmity in the impugned order warranting interference in the appeal. Dismissed in limine.

(R.M. LODHA, J.)

(ANOOP V. MOHTA, J.)